

1 **FINANCIAL DISCLOSURE REPORTING AMENDMENTS**

2 2014 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Margaret Dayton**

5 House Sponsor: Jack R. Draxler

7 **LONG TITLE**

8 **General Description:**

9 This bill amends Title 20A, Chapter 11, Campaign and Financial Reporting
10 Requirements.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ grants the chief election officer discretion to send by email or postal mail the notice
14 described in Section 20A-11-103, relating to an interim or summary financial
15 statement report being due.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **20A-11-103**, as last amended by Laws of Utah 2012, Chapter 369

24 *Be it enacted by the Legislature of the state of Utah:*

25 Section 1. Section **20A-11-103** is amended to read:

26 **20A-11-103. Notice of pending interim and summary reports -- Form of**
27 **submission -- Public availability.**

28 (1) (a) Except as provided under Subsection (1)(b), 10 days before an interim report or
29 summary report is due under this chapter or Chapter 12, Part 2, Judicial Retention Elections,

30 the chief election officer shall inform the filing entity by [~~postal mail or, if requested by the~~
31 ~~filing entity, by~~] electronic mail unless postal mail is requested:

- 32 (i) that the financial statement is due;
- 33 (ii) of the date that the financial statement is due; and
- 34 (iii) of the penalty for failing to file the financial statement.

35 (b) The chief election officer is not required to provide notice:

- 36 (i) to a candidate or political party of the financial statement that is due before the
37 candidate's or political party's political convention;
- 38 (ii) of a financial statement due in connection with a public hearing for an initiative
39 under the requirements of Section 20A-7-204.1; or
- 40 (iii) to a corporation or labor organization, as defined in Section 20A-11-1501.

41 (2) A filing entity shall electronically file a financial statement via electronic mail or
42 the Internet according to specifications established by the chief election officer.

43 (3) (a) A financial statement is considered timely filed if it is received by the chief
44 election officer's office before the close of regular office hours on the date that it is due.

45 (b) A chief election officer may extend the time in which a filing entity is required to
46 file a financial statement if a filing entity notifies the chief election officer of the existence of
47 an extenuating circumstance that is outside the control of the filing entity.

48 (4) Notwithstanding any provision of Title 63G, Chapter 2, Government Records
49 Access and Management Act, the lieutenant governor shall:

50 (a) make each campaign finance statement filed by a candidate available for public
51 inspection and copying no later than one business day after the statement is filed; and

52 (b) post an electronic copy or the contents of each financial statement in a searchable
53 format on a website established by the lieutenant governor:

54 (i) for campaign finance statements submitted to the lieutenant governor under the
55 requirements of Section 10-3-208 or Section 17-16-6.5, no later than seven business days after
56 the date of receipt of the campaign finance statement; or

57 (ii) for a summary report or interim report filed under the requirements of this chapter

58 or Chapter 12, Part 2, Judicial Retention Elections, no later than three business days after the
59 date the summary report or interim report is electronically filed.

60 (5) If a municipality, under Section [10-3-208](#), or a county, under Section [17-16-6.5](#),
61 elects to provide campaign finance disclosure on its own website, rather than through the
62 lieutenant governor, the website established by the lieutenant governor shall contain a link or
63 other access point to the municipality or county website.